

*Dfw*

<b>AMENDMENT TRANSMITTAL LETTER</b>			Docket No. 46568-240156
Application No. 10/654,170-Conf. #4327	Filing Date September 3, 2003	Examiner B. Q. Truong	Art Unit 2875

Applicant(s): Gary et al.

Invention: **AUTOMATICALLY ERECTABLE DECORATIVE TREE**

**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	26	- 48 =	0	x 50.00	0.00
Independent Claims	4	- 5 =	0	x 200.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Petition for (a 3-month) Extension of Time					510.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					510.00

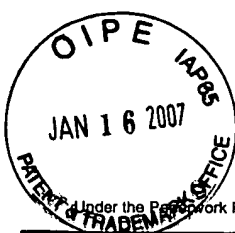
- ☐ Large Entity ☒ Small Entity
- ☐ No additional fee is required for this amendment.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 22-0261  
as described below. A duplicate copy of this sheet is enclosed.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.



Stuart I. Smith  
Attorney Reg. No.: 42,159

Dated: January 16, 2007

VENABLE LLP  
P.O. Box 34385  
Washington, DC 20043-9998  
(703) 760-1671



PTO/SB/17 (07-06)

Approved for use through 01/31/2007. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>Effective on 12/08/2004.</b> <b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b>  <b>FEE TRANSMITTAL</b> <b>For FY 2006</b>		<b>Complete if Known</b>		
		Application Number	10/654,170-Conf. #4327	
		Filing Date	September 3, 2003	
		First Named Inventor	Lonnie F. Gary	
		Examiner Name	B. Q. Truong	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	Art Unit	2875		
<b>TOTAL AMOUNT OF PAYMENT</b>	<b>(\$)</b>	<b>510.00</b>	Attorney Docket No.	46568-240156

**METHOD OF PAYMENT** (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 22-0261 Deposit Account Name: Venable LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

**Total Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**  
26      - 48 =      0      x      =

HP = highest number of total claims paid for, if greater than 20.

**Indep. Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**  
4      - 5 =      0      x      =

HP = highest number of independent claims paid for, if greater than 3.

**Multiple Dependent Claims**

**Fee (\$)**      **Fee Paid (\$)**

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**Total Sheets**      **Extra Sheets**      **Number of each additional 50 or fraction thereof**      **Fee (\$)**      **Fee Paid (\$)**  
\_\_\_\_\_ - 100 = \_\_\_\_\_ / 50 \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

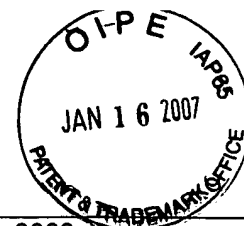
**4. OTHER FEE(S)**

**Fees Paid (\$)**

Other (e.g., late filing surcharge): **2253 Extension for response within third month**      **510.00**

<b>SUBMITTED BY</b>			
Signature		Registration No. (Attorney/Agent)	42,159
Name (Print/Type)	Stuart I. Smith	Telephone	(703) 760-1671
		Date	January 16, 2007

# PATENT PROSECUTION RECEIPT OF FILING



## 137408

**Venable Filing Number**

**Atty. Docket No:** 46568-240156

**Title of Application:** AUTOMATICALLY ERECTABLE DECORATIVE TREE

**Application No:** 10/654,170

**Patent No. :**

**Attorney/LAA:** SIS:cja

**PTO Due Date:** October 13, 2006

**Current Date:** January 16, 2007

**Filing Date:** September 3, 2003

**Issue Date:**

The following items were received from Venable LLP, Washington, D.C., by the U.S. Patent & Trademark Office on the date stamped hereon:

- ☒ **Amendment Transmittal Letter (1 page)**
- ☒ **Fee Transmittal Form SB/17 (1 page)**
  - \_\_\_\_\_ New U.S. Patent Application ( pages of specification/claims)
  - \_\_\_\_\_ Rule 53(d) Continued Prosecution Application
  - \_\_\_\_\_ Rule 53(b) Continuation or Divisional Application (attach copy of specification, claims, drawings and declaration)
  - \_\_\_\_\_ U.S. National Stage Application of PCT Application
  - \_\_\_\_\_ Request for Continued Examination (RCE) under 37 CFR 1.114
  - \_\_\_\_\_ Application Data Sheet
  - \_\_\_\_\_ Substitute Specification
  - \_\_\_\_\_ Priority Document-Cert. Copy of Appln.#: ; Country: ; Date Filed:
  - \_\_\_\_\_ Formal Drawings ( sheets, Figs.)
  - \_\_\_\_\_ Inventor Declaration
  - \_\_\_\_\_ Assignment w/Cover Sheet
  - \_\_\_\_\_ Response to Notice to File Missing Parts
  - \_\_\_\_\_ Response to Notice to File Missing Requirements
  - \_\_\_\_\_ Response to Requirement
  - \_\_\_\_\_ Information Disclosure Statement with cited references
  - \_\_\_\_\_ Response
- ☒ **Amendment (9 pages)**
- ☒ **Petition/Request for Extension of Time (3- mo. ext.) (1 page)**
  - \_\_\_\_\_ Power of Attorney
  - \_\_\_\_\_ Petition to Revive
  - \_\_\_\_\_ Sequence Listing – CDR Enclosed?      Yes      No
  - \_\_\_\_\_ Request for Non-Publication
  - \_\_\_\_\_ Reply Brief (in triplicate) /      Request for Oral Hearing
  - \_\_\_\_\_ Confirmation of Hearing Petition
  - \_\_\_\_\_ Issue Fee Transmittal
  - \_\_\_\_\_ Certificate of Correction
  - \_\_\_\_\_ Maintenance Fee Transmittal
  - \_\_\_\_\_ Status Inquiry
- ☒ **Other: (Please describe below)**
  - ☒ **Yellow filing receipt (1 page)**

### U.S. PTO FEES ENCLOSED

	Filing Fee
	Surcharge Fee
	Additional Claim Fee
	Recordation/Indexing Fee
	IDS Fee
<b>510.00</b>	<b>Extension Fee</b>
	Notice of Appeal Fee
	Brief on Appeal
	Oral Hearing Request Fee
	Petition Fee
	Issue Fee
	Publication Fee
	Maintenance Fee
	Other Fees (Describe)
<b>510.00</b>	<b>Total Fees Paid</b>

☐ Check Number \_\_\_\_ Attached

☒ Charge Deposit Account No. 22-0261

\*If Deposit Account was used, was a copy of this form sent to Accounting?

☒ Yes      ☐ No

Reviewed By:                     js                      
Signature of Attorney

                    1/16/07                      
Date